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8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 MATTHEW KONARAKE
13 ABRAHAMIAN,

14 Defendant.

Case No.: 2:22-mj-00549-BNW

15 **STIPULATION TO CONTINUE THE**
PRELIMINARY EXAMINATION
HEARING
(*First Request*)

16 IT IS HEREBY STIPULATED AND AGREED, by and between JASON FRIERSON,
17 United States Attorney, and ALLISON REESE, Assistant United States Attorney, counsel for
18 the United States of America, and NISHA BROOKS-WHITTINGTON, counsel for Defendant
19 MATTHEW KONARAKE ABRAHAMIAN, that the preliminary examination hearing in the
20 above-captioned matter, currently scheduled for July 27, 2022, at 3:00 p.m., be vacated and
21 continued for not less than fourteen (14) days, to a date and time to be set by this Honorable
22 Court.

23 This stipulation is entered into for the following reasons:

1. Government counsel has been out of the district for a pre-planned training. As such, the Government needs additional time to bring this matter before the grand jury for indictment.

2. The parties agree to the continuance.

3. Defendant MATTHEW KONARAKE ABRAHAMIAN is not in custody and does not object to the continuance.

4. Additionally, denial of this request for continuance could result in a miscarriage of justice.

5. The additional time requested herein is not sought for purposes of delay, but to allow for the government to present the matter to the grand jury.

6. The additional time requested by this stipulation, is allowed, with the defendant's consent under the Federal Rules of Procedure 5.1(d).

7. This is the **first** request for a continuation of the preliminary examination hearing.

DATED: July 22, 2022

Respectfully submitted,

JASON M. FRIERSON
United States Attorney

/s/ Allison Reese

ALLISON REESE
Assistant United States Attorney

/s/ Nisha Brooks-Whittington

NISHA BROOKS-WHITTINGTON
Counsel for Defendant Nisha Brooks-Whittington

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Case No.: 2:22-mj-00549-BNW

Plaintiff,

ORDER

VS.

MATTHEW KONARAKE
ABRAHAMIAN,

Defendant.

ORDER

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Government counsel has been out of the district for a pre-planned training. As such, the Government needs additional time to bring this matter before the grand jury for indictment.

2. Defendant MATTHEW KONARAKE ABRAHAMIAN is not in custody and does not object to the continuance.

3. Additionally, denial of this request for continuance could result in a miscarriage of justice

4. The additional time requested herein is not sought for purposes of delay, but to allow for the government to present the matter to the grand jury

5. The additional time requested by this stipulation, is allowed, with the defendant's consent under the Federal Rules of Procedure 5.1(d).

6 This is the first request for a continuation of the preliminary hearing

1 For all of the above-stated reasons, the ends of justice would best be served by a
2 continuance of the preliminary hearing date.

3 **CONCLUSIONS OF LAW**

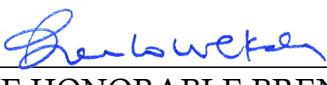
4 The ends of justice served by granting said continuance outweigh the best interest of the
5 public and the defendant, since the failure to grant said continuance would be likely to result in
6 a miscarriage of justice, would deny the parties herein to potentially resolve the case prior to
7 indictment, and further would deny the parties sufficient time and the opportunity within which
8 to be able to effectively and thoroughly prepare for the preliminary hearing, taking into account
9 the exercise of due diligence.

10 The continuance sought herein is allowed, with the defendant's consent, pursuant to
11 Federal Rules of Procedure 5.1(d).

12 **ORDER**

13 IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled for
14 July 27, 2022, at 3:00 p.m., be vacated and continued to August 12, 2022 at 1:00 p.m.

16 DATED this 25th day of July, 2022.
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18 
19 THE HONORABLE BRENDA WEKSLER
20 UNITED STATES MAGISTRATE JUDGE
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